

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

EUGENE THEER and JEANETTE THEER	)	4:15CV3148
d/b/a LINCOLN TURF FARMS and	)	
JASON THEER,	)	
	)	
Plaintiffs,	)	JUDGMENT
	)	
v.	)	
	)	
BNSF RAILWAY COMPANY,	)	
	)	
Defendant.	)	
_____	)	

Pursuant to the parties' joint stipulation (filing [71](#)) and Fed. R. Civ. P. 41(a),

IT IS ORDERED that this action is dismissed with prejudice, with each party to pay their own costs.

DATED this 21<sup>st</sup> day of February, 2017.

BY THE COURT:

*s/ Richard G. Kopf*  
Senior United States District Judge